IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3031 OF 2005

M/s. Basant Rubber Factory Ltd. ....Petitioner

Vs.

K. Ramchandran Gondur & Ors. ....Respondents

Shri. K. S. Bapat for the Petitioner
Shri. Yogendra M. Pendse for the Respondents

CORAM : P.V. KAKADE, J.

DATE : 17TH JANUARY, 2006

P.C.

1. Heard the learned counsel for both parties.

Perused the record.

2. Rule. Rule made returnable forthwith by consent.

3. The Petitioner has filed this petition against the order dated 22nd December, 2004 passed by the Labour Court, Thane, issuing direction to the Petitioner for production of documents mentioned in Exhibit-11-application and inspection of the documents to the Applicant within one month from the date of that order.

4. Without further elaboration in this regard, it must be noted that I have perused the application

seeking direction to the Opponent for production of documents listed at Exhibit-D to the Petition which are called for production/inspection.

5. After hearing both the parties, the Labour Court came to the conclusion that all the documents were necessary for the purpose of adjudication and therefore, issued direction to produce the same and to give inspection thereof to the Respondents. Dispute between the Petitioner and the Respondents is that all the documents are either irrelevant or not required for the purpose of adjudication of the dispute at hand. However, on perusal of the entire record, it appears that the documents at serial numbers 1,3,4,5 and 8 are required for the effective adjudication of the dispute and therefore, to that extent the order of the Labour Court appears to be correct. So far as other documents are concerned, either those are not relevant or the Respondent can obtain those documents by either means such as application for certified copies of the proceedings wherein he says that he was involved.

6. Hence, the petition is partly allowed and the order of the Judge, Labour Court dated 22nd December, 2004 stands modified and the present Petitioner is directed to make available and produce documents at serial numbers 1,3,4,5 and 8 in application - Exhibit

11 within one month from the date of this order to the present Respondents for inspection. With these directions, the petition stands disposed of with no order as to costs.